

**UNITED STATES OF AMERICA  
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

**MICHAEL CETTA, INC. d/b/a  
SPARKS RESTAURANT**

**and**

**Cases 02-CA-142626  
02-CA-144852**

**UNITED FOOD AND COMMERCIAL  
WORKERS LOCAL 342**

**ORDER<sup>1</sup>**

The Respondent's Request for Special Permission to Appeal from Administrative Law Judge Kenneth Chu's February 9, 2022 ruling from the bench that excluded the testimony of three additional nonparty representatives pursuant to Federal Rule of Evidence 403 is denied. The Respondent has failed to demonstrate that the judge's ruling cannot be appropriately addressed at a later stage of this proceeding, if necessary.

Dated, Washington, D.C., April 5, 2022.

LAUREN McFERRAN	CHAIRMAN
MARVIN E. KAPLAN	MEMBER
GWYNNE A. WILCOX	MEMBER

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<sup>1</sup> The National Labor Relations Board has delegated its authority in this proceeding to a three-member panel.